

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE FACEBOOK, INC. IPO SECURITIES
AND DERIVATIVE LITIGATION

WILLIAM COLE, Derivatively on Behalf of
FACEBOOK, INC.,

Plaintiff,

v.

MARK ZUCKERBERG, DAVID A.
EBERSMAN, SHERYL K. SANDBERG,
DAVID M. SPILLANE, PETER A. THIEL,
JAMES W. BREYER, MARC L.
ANDREESSEN, DONALD E. GRAHAM,
REED HASTINGS, ERSKINE B. BOWLES,
and DOES 1-25, Inclusive,

Defendants,

-and-

FACEBOOK, INC., a Delaware corporation,

Nominal Defendant.

MDL No. 12-2389

This Document Relates To:

No. 1:12-cv-07549-RWS

NOTICE OF APPEAL

Notice is hereby given that plaintiff William Cole in the above-captioned action hereby appeals to the United States Court of Appeals for the Second Circuit from the Judgment entered on April 22, 2014 (Dkt. 219), granting defendants' motion to dismiss for the reasons stated in the Court's February 12, 2013 Opinion and Order (Dkt. 66), and the April 17, 2014 Stipulation and Order (Dkt. 220).

Date: May 9, 2014

Respectfully submitted,
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CERTIFICATE OF SERVICE

I hereby certify that on May 9, 2014, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on May 9, 2014.

/s/ Shane P. Sanders
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